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**IN THE UNITED STATES DISTRICT COURT**

**FOR THE NORTHERN DISTRICT OF TEXAS**

**AMARILLO DIVISION**

| | | |
|---|---|---|
| PAUL TOPPER, *et ux,* BRENDA TOPPER, | § | |
| | § | CIVIL ACTION CAUSE NUMBER |
| PLAINTIFFS, | § | |
| vs. | § | |
| | § | 2:15-CV-257 |
| CHRISTOPHER ADAM VILLARREAL, *et al.,* | § | |
| | § | |
| DEFENDANTS | § | |

**ORDER OF DISMISSAL**

Before the Court is the Plaintiff's Rule 41 (a)(1)(A)(i) notice of dismissal without prejudice of their claims asserted against the Defendants, who have not yet answered but have appeared in this case by filing a Rule 12(b)(1) motion to dismiss for lack of complete diversity jurisdiction. No response to that motion has been filed by the Plaintiffs.

Pursuant to this Rule 41 (a)(1)(A)(i) notice, which the Defendant does not oppose, all of the Plaintiffs' claims and causes of action asserted herein against all of the Defendants are hereby dismissed without prejudice, with each party to bear their own costs.

It is SO ORDERED.

Signed this the 15th day of September, 2015.

Mary Lou Robinson

**MARY LOU ROBINSON**
UNITED STATES DISTRICT JUDGE